IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE PIUS C.KURIAKOSE

FRIDAY, THE 26TH OCTOBER 2007 / 4TH KARTHIKA 1929

WP(C).No. 31829 of 2007(L)

PETITIONER:

T.K.ABDUL NAZAR, S/O.T.K.MOIDEENKUTTY,
THANIKKATTUMMAL HOUSE, POST KARIPPUR,
VIA KONDOTTY, MALAPPURAM DISTRICT.

BY ADV. SRIC.M.MOHAMMED IQUABAL

RESPONDENTS:

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1. PULIKKAL GRAMA PANCHAYATH,
REPRESENTED BY ITS SECRETARY, POST PULIKKAL,
MALAPPURAM DISTRICT, PIN:673653

2. IDEA MOBILE COMMUNICATIONS LTD.,
MERCY ESTATE, RAVIPURAM, M.G.ROAD,
KOCHI.

3. KERALA STATE POLLUTION CONTROL BOARD,
REPRESENTED BY ITS CHIEF ENVIRONMENTAL ENGINEER,
MALAPPURAM.

4. HASSAN HAJI K.P.,
NOOR MAHAL, POST KARIPPUR, VIA KONDOTTY,
MALAPPURAM DISTRICT.

R2 BY ADV.SRI.S.SANTHOSH MATHEW
R3 BY ADV.SRI.M.K.CHANDRAMOHAN DAS, SC

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 26/10/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

PIUS C. KURIAKOSE, J.

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W.P.(C)No.31829 OF 2007

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DATED THIS THE 26TH OCTOBER, 2007

J U D G M E N T

Mr.Santhosh Mathew takes notice on behalf of the 2nd respondent. The petitioner will serve a copy of this Writ Petition on Mr.Santhosh Mathew.

2. Heard both sides.

3. I do not propose to go into the merits of the matter. Ext.P1 representation has been submitted by the petitioner before the Secretary of the 1st respondent-Panchayat. The Secretary of the 1st respondent-Panchayat will take up Ext.P1, hear the petitioner as well as a representative of the 2nd respondent-Company and the 4th respondent and take a correct decision on Ext.P1. It is needles to mention that binding judicial precedents and other relevant materials, if any, produced by the parties during hearing will be taken into account by the Secretary of the Panchayat while taking decision. Decision as directed above shall be taken at the earliest and at any rate within one month of receiving copy of this judgment.

The Writ Petition is disposed of as above.

tgl **(PIUS C.KURIAKOSE, JUDGE)**

tgl